



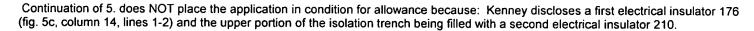
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APPLICATION NO.	FILÍNG DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/245,269	02/05/1999	JACK A MANDELMAN	99P7451US	4716	
530 7	590 02/19/2003				
LERNER, DAVID, LITTENBERG,			EXAMINER		
KRUMHOLZ & MENTLIK 600 SOUTH AVENUE WEST WESTFIELD, NJ 07090			NGUYEN,	NGUYEN, DILINH P	
			ART UNIT	PAPER NUMBER	
			2814		
			DATE MAIL ED: 02/10/2003	DATE MAIL ED: 02/10/2002	

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)				
Advisory Action	09/245,269	MANDELMAN ET AL.				
riariosi y riodon	Examiner	Art Unit				
	DiLinh Nguyen	2814				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address						
THE REPLY FILED 03 February 2003 FAILS TO PLACE Therefore, further action by the applicant is required to avifinal rejection under 37 CFR 1.113 may only be either: (1) condition for allowance; (2) a timely filed Notice of Appeal Examination (RCE) in compliance with 37 CFR 1.114.	oid abandonment of this application application (ation. A proper reply to a				
PERIOD FOR RE	PLY [check either a) or b)]					
a) \square The period for reply expires $\underline{3}$ months from the mailing date	•					
b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire I ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The fee have been filed is the date for purposes of determining the period of the under 37 CFR 1.17(a) is calculated from: (1) the expiration date of (2) as set forth in (b) above, if checked. Any reply received by the Office.	ater than SIX MONTHS from the mailing FILED WITHIN TWO MONTHS OF THe date on which the petition under 37 CFI of extension and the corresponding amo the shortened statutory period for reply ce later than three months after the mail	g date of the final rejection. HE FINAL REJECTION. See MPEP R 1.136(a) and the appropriate extension unt of the fee. The appropriate extension originally set in the final Office action; or				
imely filed, may reduce any earned patent term adjustment. See 37 C 1. A Notice of Appeal was filed on Appellant's	Brief must be filed within the pe					
37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2. The proposed amendment(s) will not be entered because:						
<u> </u>		and NOTE below.				
(a) they raise new issues that would require further consideration and/or search (see NOTE below);						
 (b) ☐ they raise the issue of new matter (see Note below); (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the 						
issues for appeal; and/or						
(d) They present additional claims without canceling a corresponding number of finally rejected claims.						
NOTE:						
Applicant's reply has overcome the following rejection	on(s):					
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	be allowable if submitted in a se	eparate, timely filed amendment				
∑ The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.						
 The affidavit or exhibit will NOT be considered becaraised by the Examiner in the final rejection. 	ause it is not directed SOLELY to	o issues which were newly				
 For purposes of Appeal, the proposed amendments explanation of how the new or amended claims wo 						
The status of the claim(s) is (or will be) as follows:						
Claim(s) allowed:						
Claim(s) objected to:	•					
Claim(s) rejected: <u>1-2</u> .	,					
Claim(s) withdrawn from consideration:		<i>.</i> (/				
Claim(s) withdrawn from consideration: The proposed drawing correction filed on is a) approved or b) disapproved by the Examiner. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s).						
9. Note the attached Information Disclosure Statemer	nt(s)(PTO-1449) Páper No(s)	10000 N 200				
10. Other:	SUTTE TECHNOLOGY					
	. 23/11/02/04/	CERTER 2000				



In response to applicant's argument that it is not obvious to modify the device of Kenney in such a manner as shown by Kagaya, the test for obviousness is not whether the features of a secondary reference may be bodily incorporated into the structure of the primary reference; nor is it that the claimed invention must be expressly suggested in any one or all of the references. Rather, the test is what the combined teachings of the references would have suggested to those of ordinary skill in the art. See In re Keller, 642 F.2d 413, 208 USPQ 871 (CCPA 1981).